

EXHIBIT 2

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE TERRORIST ATTACKS ON SEPTEMBER 11, 2001	03 MDL 1570 (RCC) ECF Case
<i>This document relates to:</i>	

*Kathleen Ashton, et al v. Al Qaeda Islamic Army, et al. No. 02-CV-6977
Burnett, et al. v. Al Baraka Invest. & Develop. Corp., et al., No. 03-CV-5738, 03-CV-9849
Estate of John P. O'Neill, Sr., et al. v. Al Baraka., et al., No. 04-CV-1923*

**AFFIRMATION OF ROBERT T. HAEFELE IN SUPPORT OF PLAINTIFFS' MEMORANDUM OF
LAW IN OPPOSITION TO MOTION TO DISMISS FILED BY DEFENDANT WORLD
ASSEMBLY OF MUSLIM YOUTH INTERNATIONAL AND WORLD ASSEMBLY OF MUSLIM
YOUTH SAUDI ARABIA**

Robert T. Haeefe, an attorney admitted pro hac vice to practice before this Court,
under penalty of perjury, affirm as follows:

1. I am an Associate at the firm of Motley Rice, LLC, counsel for Plaintiffs
in *Euro Brokers, et al. v. Al Baraka, et al., 04 CV 7279 (RCC); World Trade Center
Properties LLC, et al. v. Al Baraka, et al., 04 CV 7280 (RCC), and Burnett v. Al Baraka
03 CV 9489, 03 CV 5738 (RCC)*. I submit this Declaration in support of Plaintiffs'
Memorandum of Law in Opposition to Motion to Dismiss filed by defendant World
Assembly of Muslim Youth Saudi Arabia and World Assembly of Muslim Youth
International.

2. Exhibit A is a true and accurate copy of several pages from the transcript
of a hearing conducted by this Court in *In Re: Terrorist Attacks on September 11, 2001*,

on May 12, 2004.

3. Exhibit B is a true and accurate copy of the Affidavit of Robert Reynolds.
4. Exhibit C is a true and accurate copy of the Affidavit of Nelson Tucker.
5. Exhibit D is a true and accurate copy of a printout regarding WAMY International, Inc., from Westlaw's Database of Corporate Records and Business Registrations.
6. Exhibit E is a true and accurate copy of several archived website pages of a WAMY website, <http://www.wamy.org>, catalogued by and downloaded from <http://www.waybackmachine.org>.
7. Exhibit F is a true and accurate copy of several archived website pages of a WAMY website, <http://www.wamyusa.org>, catalogued by and downloaded from <http://www.waybackmachine.org>.
8. Exhibit G is a true and accurate copy of a printout of a page from a WAMY website, <http://www.wamy.co.uk>, current as of January 22, 2006.
9. Exhibit H is a true and accurate copy of a printout of several pages of information regarding WAMY downloaded from <http://www.register.com>, identifying registration and administration information regarding the websites registered as <http://www.wamy.org> and <http://www.wamyusa.org>.

Affirmed in Mount Pleasant, South Carolina, on January 23, 2006.



Robert T. Haefele

EXHIBIT A

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1 UNITED STATES DISTRICT COURT
1 SOUTHERN DISTRICT OF NEW YORK

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3 IN RE: TERRORIST ATTACKS ON
3 SEPTEMBER 11, 2001 03 MDL 1570 (RCC)

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5 May 12, 2004
6 2:20 p.m.

6

7 Before:

7

8 HON. RICHARD CONWAY CASEY

8

9 District Judge

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10 APPEARANCES

10

11 MOTLEY RICE, LLC

11 Attorneys for Plaintiff

12 BY: RONALD L. MOTLEY

12 DONALD A. MIGLIORI

13 MICHAEL E. ELSNER

13 JUSTIN KAPLAN

14

14 KREINDLER & KREINDLER

15 Attorneys for Plaintiff

15 BY: JAMES P. KREINDLER

16 ANDREW MALONEY

17 COZEN O'CONNOR

17 Attorneys for Plaintiff

18 BY: ELLIOTT FELDMAN

18 SEAN CARTER

19 MARK MULLEN

19

20 DAVID N. KELLEY

20 United States Attorney for the
21 Southern District of New York

21 BY: SARAH S. NORMAND

22 Assistant United States Attorney

23

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1 is considered sufficient.

2 THE COURT: You don't think it reasonable to expect
3 they would go to this mail drop, which is in effect what they
4 did do?

5 MS. BERNABEI: I don't think it is, no.

6 THE COURT: That's how they got the actual notice,
7 right?

8 MS. BERNABEI: Well, only one individual, one
9 individual whose residence --

10 THE COURT: Was it good enough for him, do you think?

11 MS. BERNABEI: No, I think that it's very clear under
12 Oregon law that that is not sufficient. And, you know,
13 regardless of the arguments about the legal --

14 THE COURT: Isn't this sort of -- you talk about a
15 dance. Isn't this a bit of a dance? You maintain this mail
16 drop, or your client does, they go and get it, they are
17 notified of it, they in fact pick and choose, knowing exactly
18 what's there, and refuse to pick up the other?

19 MS. BERNABEI: Well, first of all, there is only one
20 individual that actually --

21 THE COURT: Isn't that putting the form over the
22 substance?

23 MS. BERNABEI: Well, service is intended to do exactly
24 that.

25 THE COURT: Is that what it is?

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1 MS. BERNABEI: It affords reasonable notice. That's
2 what the federal rules say, and that's what the Oregon courts
3 have said, that reasonable notice is something different than
4 actual notice.

5 If in fact all that was needed was actual notice or
6 some facsimile of that, we could dispense with all these rules.
7 And the courts over and over again --

8 THE COURT: Is that right? That's an interesting
9 concept.

10 MS. BERNABEI: But the Oregon courts -- and I can cite
11 your Honor to a number of cases, including by the Oregon
12 Supreme Court, Edwards v. Edwards, a 1990 case that says no
13 Oregon case upholds service of summons by mail is adequate
14 unless receipt is acknowledged by the defendant." So it's very
15 clear that actual notice and even the circumstances go beyond
16 that.

17 THE COURT: Isn't it acknowledging it by the fact that
18 you are here?

19 MS. BERNABEI: Your Honor, I also represent the
20 charities.

21 THE COURT: Of which they are the officers.

22 MS. BERNABEI: That's correct. But service upon
23 individuals who happen to be officers of a corporation have
24 never been considered to be served simply by service upon the
25 corporation itself. There is a ream of cases, some of which we

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1 this list. We don't have it, so it's easy to disregard. We
2 will get the actual list tomorrow. Is that right?

3 MR. CARTER: Correct, your Honor.

4 THE COURT: Okay. Anything else? Going, going, gone.
5 Good, people. Thank you very much. I will see you I guess in
6 two weeks, is it?

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EXHIBIT B

04/18/2004 15:08 8187724798

ATTORNEY SERVICES OF

PAGE 05

Affidavit of Robert Reynolds

I, Robert Reynolds, declare under penalty of perjury, that the following is true and correct, that I have personal knowledge as to the facts stated, and that I could competently testify, if called, that

I am a professional process server, am over the age of 18 years, and not a party to the within-named action. I have been a process server since 1981. I regularly serve, or cause to be served, legal documents in the Northern Virginia/Washington, D.C. area.

I received a request from Process Servers Network to serve documents in Alexandria, Virginia of documents related to the matter Burnett v. Al Baraka, case number 1-02-01616-JR. I was instructed to serve World Assembly of Muslim Youth a/k/a WAMY International, Inc. a/k/a World Association for Muslim Youth at their business address of 5134 Leesburg, Alexandria, Virginia 22302.

On December 23, 2002, I arrived at the above-mentioned address and attempted to enter the premises. I could not open the front door to the unit since it was locked. I knocked on the door once and a female employee came to the door. I advised her that I had legal papers for the above-named defendant and she advised me that she would not accept them and that the documents had to be delivered to their attorney. Upon inquiry, she identified herself as Caroline Sodder and advised me that she was normally authorized to accept legal documents but not on this case. She attempted to close the door and I threw the papers inside. She picked them up and threw them back outside.

I immediately called Nelson at Process Service Network in California and advised him as to what had happened. He requested that I also mail a copy to the same defendant but I could not since I did not have an extra copy of the documents. He advised me that he would mail a copy to the defendant.

I declare and can competently testify, under penalty of perjury of the laws of the United States of America, that the foregoing is true and correct. Executed on May 23, 2003, at Falls Church, Virginia.


Robert Reynolds

EXHIBIT C

Declaration of Nelson Tucker

I, Nelson Tucker, declare under penalty of perjury of the laws of the United States of America, that the following is true and correct, that I have personal knowledge as to the facts stated, and that I could competently testify, if called, that:

1. I am the President of *Process Service Network*, an international service of process firm, am over the age of 18 years, and not a party to the within-named action. I have been a Registered Process Server and owner of an attorney service since 1978. I have authored two (2) books on service of process, investigations and court filing procedures and have conducted training seminars for the past 18 years. I regularly serve, or cause to be served, legal documents domestically and worldwide and supervise all international service assignments. I currently teach Service of Process and Court Filing Procedures at *Los Angeles Valley College* and Service of Process at *Legal Services Institute*. I have conducted MCLE courses for attorneys, as qualified by the State Bar of California, on service of process. I am a Life Member of the *National Association of Investigative Specialists* and the *International Process Servers Association*. I am qualified as an expert witness on the following subjects: service of process, international service of process, and court filing procedures.

2. This Declaration is made related to international service of process upon World Assembly of Muslim Youth a.k.a. Wamy International, Inc. a.k.a. World Association for Muslim Youth, related to the matter of *Burnett, et al. v. Al Baraka Investment, et al.*, case No. 1-02-01616-JR, filed in the United States District Court, District of Columbia.

3. On or about November 4, 2002, I forwarded an assignment from the law firm of Young Riley Dudley & DeBrot, to a private process server in Washington, D.C. with instructions to serve World Assembly of Muslim Youth at 5134 Leesburg, Alexandria, VA.

4. On or about December 23, 2002, I received a phone call from the process server who advised me that service had been completed by substituted service. However, it was my understanding that the service was actually personal service since it was served on a person who identified herself as being authorized to accept service.

1 5. Since there was a question as to the method of service, I also mailed a copy of the documents on
2 December 24, 2002, from Los Angeles, CA by first-class mail, postage fully pre-paid to the
3 defendant at the same address where documents were served (see attached U.S. Postal Service
4 Delivery Confirmation Receipt).

5 I declare and can competently testify, under penalty of perjury of the laws of the United States of
6 America, that the foregoing is true and correct. Executed on March 14, 2003, at Los Angeles, CA.

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8 Nelson Tucker
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U.S. Postal Service Delivery Confirmation Receipt

Postage and Delivery Confirmation fees must be paid before mailing.

Article Sent To: (to be completed by mailer)
World Assembly of Muslim Youth
5134 Leesburg
Alexandria, VA 22302

DELIVERY CONFIRMATION NUMBER:
0302 0400 0002 5424 2442

POSTAL CUSTOMER:
Keep this receipt. For inquiries:
Access Internet web site at
www.usps.com
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)
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☐ Package Services
(See Reverse)

PS Form 152, January 2001

EXHIBIT D

Westlaw

18144732994

Page 1

18144732994

CORPORATE RECORDS & BUSINESS REGISTRATIONS

This Record Last Updated: 07/05/2005
Database Last Updated: 01-20-2006
Update Frequency: WEEKLY
Current Date: 01/22/2006
Source: AS REPORTED BY THE SECRETARY OF STATE OR OTHER
OFFICIAL SOURCE

COMPANY INFORMATION

Name: WAMY INTERNATIONAL, INC.
Address: PO BOX 8096
FALLS CHURCH, VA 22041-8096

FILING INFORMATION

Identification Number: 0388361
Filing Date: 02/19/1992
State of Incorporation: VIRGINIA
Date Incorporated: 02/19/1992
Duration: PERPETUAL
Status: ACTIVE
Status Attained Date: 06/02/2005
Corporation Type: NOT AVAILABLE
Business Type: CORPORATION
Address Type: BUSINESS
Where Filed: STATE CORPORATE COMMISSION
1220 BANK ST
RICHMOND, VA 23219

REGISTERED AGENT INFORMATION

Name: FADEL SOLIMAN
Address: 5134 LEESBURG PIKE
ALEXANDRIA, VA 22302
Appointed Date: 12/31/2002

PRINCIPAL INFORMATION

Name: HAJJAJ, ANWAR
Title: DIRECTOR

ADDITIONAL DETAIL INFORMATION

Additional Details: INDUSTRY: GENERAL

Call Westlaw CourtExpress at 1-877-DOC-RETR (1-877-362-7387)
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Contact Information

Main Office:

P.O. Box 10845, Riyadh 11443 Saudi Arabia

Telephone: (01)464-1663 / 464-1669 Fax: (01) 464-1710

U.S.A. Office (host office):

Telephone

703-916-0924

FAX

703-916-0925

Postal address

P.O. Box 8096 Falls Church, Virginia 22041 USA

Electronic mail

General Information: wamy@wamy.org

Sales: 703-916-0924

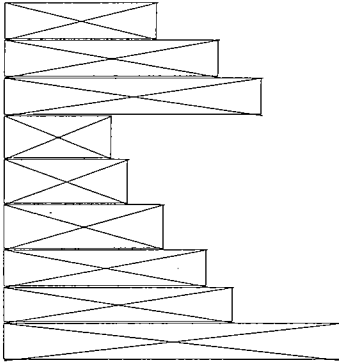
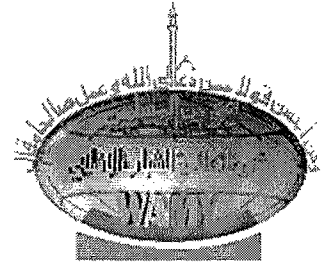
Webmaster: wamy@wamy.org

Counter: **00001**

Send mail to wamy@wamy.org with questions or comments about this web site.

World Assembly of Muslim Youth

USA Office



WAMY is the first International Islamic Organization dealing specially with youth affairs embracing over 450 Islamic youth / students organization in the five continents

P.O. Box 8096
Falls Church, VA
22041, USA

(703) 820-6656,
(703) 820-6494 office
(703) 783-8409 Voice
(703) 783-8410 · fax
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WAMY is the first International Islamic Organization dealing specially with youth affairs embracing over 450 Islamic youth / students organization in the five continents

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<input type="button" value="x"/> Contact Info

you're
welcome

Contact Information

Main Office:

P.O. Box 10845, Riyadh 11443 Saudi Arabia

Telephone: (01)464-1663 / 464-1669 Fax: (01) 464-1710

U.S.A. Office (host office):

Telephone

Voice Mail: 703-783-8410

Direct: 703-820-6656, 703-820-6494

FAX

703-783-8409

Postal address

P.O. Box 8096 Falls Church, Virginia 22041 USA

Electronic mail

General Information: info@wamyusa.org

Sales: 703-916-0924

Webmaster: support@wamyusa.org

Counter:

<input type="button" value="x"/> Hit Counter
--









Send mail to info@wamyusa.org with questions or comments about this web site.

EXHIBIT G

WAMY
WORLD ASSEMBLY OF MUSLIM YOUTH

عربي

HOME FEEDBACK E-MAIL

CONTACT 
ABOUT US 
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ACTIVITIES 
PUBLICATIONS 
PRESS RELEASES 
ASK THE SCHOLARS 
HUMANITARIAN AID 

CONTACT WAMY

LONDON

WAMY UK
46 Goodge Street
London W1T 4LX
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Tel: +44 (0) 20 7636 7010
Fax: +44 (0) 20 7636 7080
Email: wamy@wamy.co.uk
website: www.wamy.co.uk

RIYADH

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P.O. Box 10845
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Fax: + 9661 205 0011

Website: www.wamy.org
Email: info@wamy.org

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Saudi Arabia
Tel: + 9622 660 1878
Fax: + 9622 664 0286
Email: jeddah@wamy.org

NORTH AMERICA

Contact via Riyadh office

EXHIBIT H

NOTICE: Access to .ORG WHOIS information is provided to assist persons in determining the contents of a domain name registration record in the Public Interest Registry registry database. The data in this record is provided by Public Interest Registry for informational purposes only, and Public Interest Registry does not guarantee its accuracy. This service is intended only for query-based access. You agree that you will use this data only for lawful purposes and that, under no circumstances will you use this data to: (a) allow, enable, or otherwise support the transmission by e-mail, telephone, or facsimile of mass unsolicited, commercial advertising or solicitations to entities other than the data recipient's own existing customers; or (b) enable high volume, automated, electronic processes that send queries or data to the systems of Registry Operator or any ICANN-Accredited Registrar, except as reasonably necessary to register domain names or modify existing registrations. All rights reserved. Public Interest Registry reserves the right to modify these terms at any time. By submitting this query, you agree to abide by this policy.

Domain ID:D19500337-LROR
 Domain Name:WAMY.ORG
 Created On:09-Feb-2000 18:38:35 UTC
 Last Updated On:08-Jun-2005 06:48:29 UTC
 Expiration Date:09-Feb-2008 18:38:35 UTC
 Sponsoring Registrar:Network Solutions LLC (R63-LROR)
 Status:CLIENT TRANSFER PROHIBITED
 Registrant ID:20712614-NSI
 Registrant Name:WAMY
 Registrant Organization:WAMY
 Registrant Street1:P.O. Box 10845 Riyadh 11443
 Registrant Street2:
 Registrant Street3:
 Registrant City:Riyadh
 Registrant State/Province:RY
 Registrant Postal Code:11443
 Registrant Country:SA
 Registrant Phone:+1.96614641669
 Registrant Phone Ext.:
 Registrant FAX:
 Registrant FAX Ext.:
 Registrant Email:office@wamy.org
 Admin ID:34258630-NSI
 Admin Name:WAMYUSA
 Admin Organization:WAMYUSA
 Admin Street1:P.O.Box 3096
 Admin Street2:
 Admin Street3:
 Admin City:Falls Church
 Admin State/Province:VA
 Admin Postal Code:22041
 Admin Country:US
 Admin Phone:+1.7038206656
 Admin Phone Ext.:
 Admin FAX:
 Admin FAX Ext.:
 Admin Email:info@wamyusa.org
 Tech ID:34258680-NSI
 Tech Name:WAMY Riyadh
 Tech Organization:WAMY Riyadh
 Tech Street1:P.O.Box 10845
 Tech Street2:
 Tech Street3:
 Tech City:Riyadh
 Tech State/Province:
 Tech Postal Code:11443
 Tech Country:SA
 Tech Phone:+1.7038206656
 Tech Phone Ext.:
 Tech FAX:
 Tech FAX Ext.:
 Tech Email:info@wamy.org
 Name Server:NS1.4WDNS.COM

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Domain ID:D19314309-LROR
Domain Name:WAMYUSA.ORG
Created On:14-Feb-2000 14:43:25 UTC
Last Updated On:19-Oct-2004 19:37:51 UTC
Expiration Date:14-Feb-2008 14:43:25 UTC
Sponsoring Registrar:Network Solutions LLC (R63-LROR)
Status:CLIENT TRANSFER PROHIBITED
Registrant ID:20712614-NSI
Registrant Name:WAMY
Registrant Organization:WAMY
Registrant Street1:P.O. Box 10045 Riyadh 11443
Registrant Street2:
Registrant Street3:
Registrant City:Riyadh
Registrant State/Province:RY
Registrant Postal Code:11443
Registrant Country:SA
Registrant Phone:+1.96614641669
Registrant Phone Ext.:
Registrant FAX:
Registrant FAX Ext.:
Registrant Email:office@wamy.org
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Admin Organization:WAMY
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Admin Street2:
Admin Street3:
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Admin FAX:
Admin FAX Ext.:
Admin Email:office@wamy.org
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Tech Organization:WAMY
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Tech Street2:
Tech Street3:
Tech City:Riyadh
Tech State/Province:RY
Tech Postal Code:11443
Tech Country:SA
Tech Phone:+1.96614641669
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